

MAR -1 2002

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FEDERAL ELECTION
COMMISSION
WASHINGTON, D.C. 20543

BEFORE THE FEDERAL ELECTION COMMISSION

2002 MAR -1 12:04

In the Matter of

Robert Cone

MURs 4568, 4633, 4634 and 4736

SENSITIVE

GENERAL COUNSEL'S REPORT

I. ACTIONS RECOMMENDED: Accept the attached signed conciliation agreement.

II. BACKGROUND

On August 21, 2001, the Federal Election Commission found probable cause to believe that Robert Cone ("Respondent") violated 2 U.S.C. §§ 441a(a)(1) and 441a(a)(3), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"), in connection with excessive contributions he made to Carolyn Malenick d/b/a Triad Management Services and Triad Management Services, Inc. (referred to collectively hereinafter as "Triad") during 1995-1996. These probable cause findings were premised on evidence that Triad had functioned as a "political committee" within the meaning of 2 U.S.C. § 431(4)(A).

¹ The probable cause to believe report also recommended probable cause findings against Mr. Cone for contributions he made to two Triad controlled non-profit organizations, Citizens for Reform and Citizens for the Republic Education Fund.

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Accordingly, this Office recommends that Commission accept the attached agreement.

III. RECOMMENDATIONS

1. Accept the attached proposed conciliation agreement with Robert Cone.
2. Approve the appropriate letter.

Date

2/28/01

Lawrence H. Norton
Lawrence H. Norton
General Counsel

Attachments:

- 1.
2. Conciliation Agreement

Staff assigned: Mark Shonkwiler
Marianne Abely